

NATIONAL RECOVERY ADMINISTRATION

**AMENDMENT TO
CODE OF FAIR COMPETITION
FOR THE
DRESS MANUFACTURING
INDUSTRY**

AS APPROVED ON JANUARY 23, 1935



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Approved Code No. 64—Amendment No. 5

AMENDMENT TO CODE OF FAIR COMPETITION

FOR THE

DRESS MANUFACTURING INDUSTRY

As Approved on January 23, 1935

ORDER

APPROVING AMENDMENTS OF CODE OF FAIR COMPETITION FOR THE DRESS MANUFACTURING INDUSTRY

An application having been duly made pursuant to and in full compliance with the provisions of Title I of the National Industrial Recovery Act, approved June 16, 1933, for approval of two amendments to a Code of Fair Competition for the Dress Manufacturing Industry, and the annexed report on said amendments, containing findings with respect thereto, having been made and directed to the President:

NOW, THEREFORE, on behalf of the President of the United States, the National Industrial Recovery Board pursuant to authority vested in it by Executive Orders of the President, including Executive Order No. 6859, and otherwise, does hereby incorporate, by reference, said annexed report and does find that said amendments and the Code as constituted after being amended, comply in all respects with the pertinent provisions and will promote the policy and purpose of said Title of said Act, and does hereby order that said amendments be and they are hereby approved, and that the previous approval of said Code is hereby amended to include an approval of said Code in its entirety as amended.

NATIONAL INDUSTRIAL RECOVERY BOARD,
By W. A. HARRIMAN, *Administrative Officer*.

Approval recommended:

PRENTISS L. COONLEY,
Division Administrator.

WASHINGTON, D. C.,
January 23, 1935.

REPORT TO THE PRESIDENT

The PRESIDENT,

The White House.

SIR: The Code Authority for the Dress Manufacturing Industry has submitted two proposed amendments to the Code of Fair Competition for the Dress Manufacturing Industry. These amendments were examined and approved by the Legal Division, the Division of Research and Planning, the Consumers, Industrial and Labor Advisory Boards.

A Public Hearing was held on December 13, 1934, relative to these amendments and every person requesting a hearing was fairly heard in accordance with the rules and regulations of the National Recovery Administration.

The first amendment classifies Colorado, Kansas and Utah in the Northern Section of the Western Area and clarifies the definition of this section of the Code.

The second amendment eliminates the necessity of the Code Authority providing rules and regulations to distinguish between "higher priced garments" and "lower priced garments."

The Deputy Administrator in his final report to the National Industrial Recovery Board on said amendments to said Code having found as herein set forth and on the basis of all proceedings in this matter:

The National Industrial Recovery Board finds that:

(a) The amendments to said Code and the Code as amended are well designed to promote the policies and purposes of Title I of the National Recovery Act, including the removal of obstructions to the free flow of interstate and foreign commerce which tend to diminish the amount thereof, and will provide for the purpose of cooperative action of labor and management under adequate governmental sanctions, and supervision, by eliminating unfair competitive practices, by promoting the fullest possible utilization of the present productive capacity of industries, by avoiding undue restriction of production (except as may be temporarily required), by increasing the consumption of industrial and agricultural products through increased purchasing power, by reducing and relieving unemployment, by improving standards of labor, and by otherwise rehabilitating industry.

(b) The Code as amended complies in all respects with the pertinent provisions of said Title of said Act, including without limitation Subsection (a) of Section 3, Subsection (a) of Section 7, and Subsection (b) of Section 10, thereof.

(c) The Code empowers the Code Authority to present the aforesaid amendments on behalf of the Industry as a whole.

(d) The amendments and the Code as amended are not designed to and will not permit monopolies or monopolistic practices.

(e) The amendments and the Code as amended are not designed to and will not eliminate or oppress small enterprises and will not operate to discriminate against them.

(f) Those engaged in other steps of the economic process have not been deprived of the right to be heard prior to the effective date of these amendments.

For the National Industrial Recovery Board:

W. A. HARRIMAN,
Administrative Officer.

JANUARY 23, 1935.

AMENDMENT TO CODE OF FAIR COMPETITION FOR THE DRESS MANUFACTURING INDUSTRY

Article IV, Section 6, Paragraph 4, of the Code of Fair Competition for the Dress Manufacturing Industry shall be amended to read as follows:

The Western Area shall be divided into a Northern and a Southern Section, comprised as follows:

The Southern Section shall consist of Virginia, West Virginia, Kentucky, Arkansas, Oklahoma, New Mexico, Arizona, and all states south of the southern borders of those states:

The Northern Section shall consist of the remainder of the states included in the Western Area, as defined in the Code, except the areas within a radius of seventy-five (75) miles of the cities of Chicago and Cleveland, respectively, for which special provision is made.

Article VI, Section 2, of the Code of Fair Competition for the Dress Manufacturing Industry shall be amended by deleting and eliminating therefrom subdivision (i), and relettering subdivisions (j) and (k) of Article VI to (i) and (j), respectively. The amendment reads as follows:

The Code Authority shall provide rules and regulations by which the distinction between "higher priced garments" as herein defined and "lower priced garments" shall be determined. In so doing, the Code Authority shall be guided by the wholesale prices prevailing on August 15, 1933, or thereabouts, as representing the intention of the framers of this Code.

Approved Code No. 64—Amendment No. 5.
Registry No. 2-8-01.

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